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UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY AT 8:30 M
WILLIAM T. WALSH
CLERK

PHL VARIABLE INSURANCE COMPANY,

Plaintiff,

v.

THE SYLVIA DIAMOND INSURANCE
TRUST, by and through
its trustee, ALAN RUBENSTEIN

Defendant.

ORDER COMPELLING RESPONSES
TO DISCOVERY REQUESTS AND
AMENDING SCHEDULING ORDER

CIVIL ACTION NO. 10-cv-1245 (GEB-DEA)

WHEREAS, the Court conducted a telephonic conference with counsel for the parties on August 26, 2010, regarding Plaintiff's informal application to compel responses to certain discovery requests; and

WHEREAS, the Court finds that good cause exists for the entry of this Order;
IT IS HEREBY ORDERED,

1. Defendant shall respond to Plaintiff's (a) First Requests for Production, (b) First Requests for Admission, and (c) First Set of Interrogatories on or before September 15, 2010;
2. Sylvia Diamond shall comply with the Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action, issued to her on July 13, 2010, on or before September 15, 2010;
3. David Kohn shall comply with the Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action, issued to him on July 13, 2010, on or before September 15, 2010; and

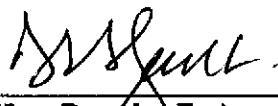
4. The Pretrial Scheduling Order dated May 14, 2010, document 20, is hereby amended to provide as follows:

- a. the parties will complete all depositions of fact witnesses by November 30, 2010; and
- b. the telephonic status conference previously scheduled for September 15, 2010, will be adjourned until November 15, 2010, at 10:00 am (EST). The purpose of this status conference is to discuss the necessity of expert testimony in this case as well as the filing of any dispositive motions.

IT IS SO ORDERED:

Dated: 9/1/10

By: _____


Hon. Douglas E. Arpert
United States Magistrate Judge